

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF OHIO  
EASTERN DIVISION

Lloyd A. Justice, :  
Plaintiff, :  
v. : Case No. 2:09-cv-811  
Michael C. Walline, et al., : JUDGE FROST  
Defendants. :

ORDER

This case is before the Court to consider a Report and Recommendation issued by the Magistrate Judge on October 23, 2009. No objections have been filed to the Report and Recommendation. Therefore, the Court ADOPTS the Report and Recommendation. The complaint is dismissed as frivolous and for lack of subject matter jurisdiction without prejudice to refile in state court. The Clerk shall mail a copy of the complaint and the Court's dismissal order to the defendants.

S/ Gregory L. Frost  
GREGORY L. FROST  
UNITED STATES DISTRICT JUDGE